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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 U.S. EQUAL EMPLOYMENT OPPORTUNITY) Case No. 2:17-cv-01631-APG-PAL
17 COMMISSION,)

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18 Petitioner,) **STIPULATION AND**
19 v.) **ORDER TO DISMISS WITH**
20 GOLDEN ENTERTAINMENT,) **PREJUDICE**

21 Respondt.)
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25 Pursuant to the Court's Minutes of Proceedings (ECF No. 17), the Petitioner United
26 States Equal Employment Opportunity Commission ("EEOC" or "Commission"), and
27 Respondent Golden Entertainment ("Respondent) hereby request and stipulate that this matter be
28 dismissed with prejudice.

1 On October 24, 2017, this Court granted the EEOC's Application to Show Cause as
2 narrowed in the moving and responsive papers and oral argument, and ordered Respondent to
3 produce lists of its Montana and Maryland employees that were terminated during their
4 introductory periods by November 14, 2017. (ECF No. 8). The Court also ordered the parties to
5 either file a Proposed Stipulation and Order to Dismiss by November 24, 2017, or provide a Joint
6 Status Report indicating when it may be filed. (ECF No. 8).

7 On November 14, 2017, Respondent produced a list of its Maryland employees that were
8 terminated during their introductory period. On November 16, 2017, Respondent represented to
9 the EEOC that there were no employees terminated during their introductory period from its
10 Montana property. Respondent subsequently agreed to the EEOC's request to have its custodian
11 of records complete and sign a declaration confirming its efforts to locate and produce
12 responsive information for its Montana property as ordered by this Court on October 24, 2017.
13 However, because Respondent's custodian of records needed additional time, the parties filed a
14 Joint Status Report on November 24, 2017 requesting an additional thirty (30) days, up to and
15 including December 24, 2017, to file their Stipulation and Proposed Order to Dismiss. (ECF No.
16 19). This Court granted the request on November 28, 2017. (ECF No. 20).

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1 On December 22, 2017, Respondent provided the EEOC with a declaration from its
2 custodian of records describing its efforts to locate employees terminated during their
3 introductory period from Respondent's Montana property, and disclosing that upon further
4 review, it found two Montana employees that were terminated during their introductory period.
5 Respondent also produced the information ordered by this Court for those two Montana
6 employees. Therefore, the parties jointly request that this Court dismiss this matter with
7 prejudice.
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9 Dated: December 22, 2017

Dated: December 22, 2017

10 U.S. EQUAL EMPLOYMENT
11 OPPURTUNITY COMMISSION

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

12 /s/ Nechole Garcia

/s/ Dana B. Salmonson

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24 **IT IS SO ORDERED:**

25 

26 UNITED STATES DISTRICT JUDGE

27 Dated: December 22, 2017.
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